

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON**

UNITED STATES OF AMERICA,

Plaintiff,

-vs-

NOE RUBIO-FARIAS and ROMAN BERUMEN
PEREZ,

Defendants.

**Case Nos. 1:21-CR-2009-SAB-1
1:21-CR-2009-SAB-2**

CRIMINAL MINUTES

DATE: APRIL 6, 2021

LOCATION: VIDEO CONFERENCE

PRETRIAL CONFERENCE HEARING

**CHIEF JUDGE STANLEY A.
BASTIAN**

Michelle Fox Courtroom Deputy	01 Law Clerk	Natalia Rivera Interpreter	Kimberly Allen Court Reporter
Ian Garriques Government Counsel		Gregory Scott Richard Smith Defense Counsel	
United States Probation Officer:			

☐ **Open Court**

☐ **Chambers**

☒ **Telecon/Video**

Defendants present By Video and in custody of the US Marshal. Defendants appearing from Yakima County Jail.

Mr. Perez asks to speak to the Court. He is asking to have a hearing in person.

Court indicates that this matter can be set next week. We can proceed today by video with your consent or we can set a hearing next week on Wednesday, April 14 at 10:00 am. Court asks defendant's preference.

Mr. Perez indicates that he agrees to having this hearing today by video.

Mr. Rubio-Farias is in agreement to proceeding by video today.

☒ **ORDER FORTHCOMING**

CONVENED: 1:30 P.M.	ADJOURNED: 1:50 P.M.	TIME: 20 MIN.	CALENDARED [X]
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Court states we are here for a pretrial conference and a motion to continue by Mr. Scott. I. Garriques does not object. R. Smith objects. Will not sever this matter and suggest continuing for 6 weeks.

G. Scott presents argument on Motion to Continue. Need additional time for discovery. 6-week continuance puts us at the end of May. Do have a trial set. Do not object to severance.

Court will not grant a severance at this time.

R. Smith presents argument on severance. Do not agree to a trial in September.

Court proposes that the case remain together. Continue trial to early June. Can readdress the severance issue, if necessary.

I Garriques understands. 1 week trial.

Court sets trial on June 1, 2021.

G. Scott indicates that he is supposed to be starting a trial but may be continued.

R. Smith is agreeable.

I. Garriques indicates that June 1 is agreeable but may go into the next week since it is a 4-day week.

Court understands that everyone is double booked.

Court continues the pretrial conference to May 19, 2021 at 9:30 am in Yakima.

Counsel agree to date for pretrial conference.

Mr. Perez speaks to the Court. He thought he was granted Bond.

R. Smith responds and indicates it is still being worked on.